

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

NETWORK APPLIANCE INC,

No. C-07-06053 EDL

Plaintiff,

**ORDER REGARDING MOTION FOR
LEAVE TO FILE A MOTION FOR
RECONSIDERATION**

v.

SUN MICROSYSTEMS INC,

Defendant.

On October 3, 2008, Network Appliance, Inc. filed a motion for leave to file a motion for reconsideration re claim construction or, in the alternative, for entry of final judgment regarding U.S. Patent No. 7,200,715 pursuant to Rule 54(b). IT IS HEREBY ORDERED that Sun Microsystems, Inc. shall file a response to this request for leave, not to exceed ten pages, no later than Thursday, October 9, 2008 at 8:30 a.m.

IT IS SO ORDERED.

Dated: October 6, 2008

Elizabeth D. Laporte

ELIZABETH D. LAPORTE
United States Magistrate Judge